

**GLASTONBURY TOWN COUNCIL  
REGULAR MEETING MINUTES  
TUESDAY, MAY 9, 2017**

**CORRECTED  
5/17/17**

The Glastonbury Town Council with Town Manager, Richard J. Johnson, in attendance, held a Regular Meeting at 7:00 p.m. at the Council Chambers of Town Hall, 2155 Main Street, Glastonbury, Connecticut.

**1. Roll Call**

***Council Members***

Dr. Stewart Beckett III, Chairman *{excused}*  
Mr. Whit C. Osgood, Vice Chairman  
Mrs. Jill Barry  
Ms. Karen Boisvert  
Mr. Lawrence J. Byar  
Mr. Kurt P. Cavanaugh  
Mr. William T. Finn  
Mr. Thomas P. Gullotta  
Mrs. Cara T. Keefe

**(a) Pledge of Allegiance.**

***led by Vice Chairman Osgood***

**2. Public Comment.**

**(a) Resolution designating May 2017 as Bike Month.**

Ms. Boisvert read the resolution designating May 2017 as Bike Month.

***Ms. Margaret Wilcox of 8 Aspen Drive*** said she was a realtor and had read the article about road salt contamination of a well. She shared, with permission that a client at 55 Marlborough Road had high chloride and sodium in their water and two different labs said that they felt the new and improved salting of the roads was the cause. She said she also spoke to Ryan at the Department of Public Health and that she feels this is a real problem as a resident and a realtor. She asked the town to investigate.

***Mrs. Jen Siskind of 101 Fairview Terrace*** asked the town to pass an ordinance banning all type of oil and gas waste. She spoke to the beneficial use many states have found for the waste such as road base, cheap asphalt and de-icer being unaware of the risks. She continued saying many local municipalities have passed ordinances and the house today had passed the ban. She said there was a dramatic difference between the local and state regulations. She also suggested they add the language in the bid process and passed out a fact sheet and information. She asked

people in the audience attending who also favor the ban to stand-up with approximately 40 people standing. She noted a presentation on May 15, 2017, at WTML and invited Town Council and Commission members to attend.

**Mr. Luther Weeks of 334 Hollister Way West** suggested they be weary when they hear fracking waste is “completely safe” and that trade secrets are cited when trying to determine what is in the waste. He also said that just the fact they want to truck it away instead of making their own use of the waste is suspect. He asked the Council not to allow it in town.

**3. Special Reports. None**

**4. Old Business. None**

**5. New Business.**

**(c) Discussion and action concerning proposed Town Ordinance – Waste from Oil and Gas Exploration or Extraction (refer to Policy & Ordinance Review Committee).**

Mrs. Keefe thanked everyone for their participation and information and favored sending the issue to the Policy & Ordinance Review Committee. Mr. Byar also thanked the public and was okay sending it to the Policy & Ordinance Review Committee. He said that the Council had not yet done due diligence and asked Mr. Johnson to get a lot of background and information on the state bill as well as similar ordinances across the state. Vice Chairman Osgood also asked to better understand how it overlaps with Section 20 of the groundwater protection regulations. Mr. Byar advocated for sending it to the Committee now but getting the information together before the Committee meets. Mr. Cavanaugh asked if they could look to get the language in the bid specs as well and Mr. Johnson said they were looking into it.

**Motion By:** Mr. Gullotta **Seconded By:** Ms. Boisvert  
BE IT RESOLVED, that the Glastonbury Town Council hereby refers to the Policy & Ordinance Review Committee the proposed Town Ordinance against waste from Oil and Gas Exploration.

**Disc:** Mr. Finn said that he thought they were gathering the information first. Mr. Gullotta responded that he preferred they go on record sending it to subcommittee.

**Result:** Motion carries {7-1-0} with Mr. Finn opposing

**(a) Discussion concerning proposed amendments to Health Department Fee Schedule effective July 1, 2017.**

Mr. Johnson reviewed his memo to the Council on the topic dated May 5, 2017. Health Director Wendy Mis explained the proposed fee schedule changes. Mr. Cavanaugh confirmed with her that they are not charging for plan review. He said it was safe to say if not in this financial

pickle, they would not likely be considering the changes. He asked if the only standard was fees from other towns. Director Mis said that she also considered staff time for each activity. Mr. Gullotta said that some septic systems were simple and some were engineered meaning they would be more expensive and more time would be needed hence the percentage fee. He asked how many engineered systems were in town. Director Mis said that there are different reasons to engineer a system and it may or may not be more difficult to inspect and install and be more expensive. Vice Chairman Osgood scheduled the public hearing for the next meeting. Mr. Cavanaugh asked for examples of the number of people impacted.

**(b) Discussion concerning proposed amendments to fee schedule – Transfer Station and Bulky Waste Facilities.**

Mr. Johnson reviewed his memo to the Council on the topic dated May 5, 2017. Mr. Cavanaugh asked about the recycling charge and Mr. Johnson said a resident could get a recycling only sticker for \$25. Mr. Johnson said that the proposed fees represent an adjustment to fees that have not been reviewed for a number of years reflecting the current market and generating some revenues. He said that they remove the current allowance for a free 1000 pounds and perhaps have a couple amnesty days for residential brush and yard clean-up materials, not demo material or commercial waste. He said they endeavor to change for fairness and consistency where charges reflect the material brought and not the vehicle being driven.

Mr. Mike Bisi, Superintendent of Sanitation, said that they originally were trying to help residents who had yard clean-up materials but instead, they have gotten a majority of demolition materials. Mr. Gullotta questioned the added fee and Mr. Bisi explained that if a resident wants to bring everything to Bulky Waste instead of also going to the Transfer Station, they propose a convenience fee. Mr. Finn asked if the bulky waste amnesty was just for yard clean-up and Mr. Bisi said no, there would also be zero cost for a do it yourself project. Mr. Finn noted that not all demo is commercial. Vice Chairman Osgood said the simpler they could keep it the better and didn't feel they needed an amnesty day. He expressed support of the convenience fee. Mr. Bisi said that on average, people drop off about 900 pounds of refuse for free. Mr. Johnson said that they can also consider accepting a Christmas tree for free within the month after the holiday. Mr. Bisi said they are trying to simplify the fee structure. Mr. Cavanaugh confirmed with Mr. Johnson that this was a policy. Mr. Cavanaugh said that he thought the goal was to get no brush and no demo materials at the transfer. He advocated for the \$8-10 convenience fee and see how it works.

**PUBLIC HEARING AND ACTION ON PUBLIC HEARING – 8:00 P.M.**

**NO. 1 APPLICATION OF THE TOWN OF GLASTONBURY FOR A MAJOR AMENDMENT TO AN APPROVED PLANNED AREA DEVELOPMENT – TO ALLOW GOLF COURSE RESTAURANT TO REMAIN OPEN UNTIL 11:00 P.M. ON FRIDAYS AND SATURDAYS, AND TO PROVIDE FOR ALCOHOLIC BEVERAGE SERVICES**

**IN LIEU OF BEER & WINE AS ORIGINALLY APPROVED – 16 FAIRWAY CROSSING – VILLAGE AT MINNECHAUG PAD**

Mr. Johnson reviewed the background saying that currently the approval allows for a 10pm closing with service of beer and wine and the tenant is seeking an 11pm closing with service of liquor. He said both food and liquor would be served simultaneously and with the town as the landlord, any issues that arise can be resolved. Mr. Gary DelBon said he is the owner of the family restaurant, Giovanni's, and would have the same menu open to 11pm.

**Ms. Donna Wilchek of 142 Fairway Crossing** expressed concern about increased cut through traffic with the expanded hours.

Mr. Johnson said that at that point in the evening, business is usually winding down and Mr. DelBon added that people are leaving, not arriving plus it is a small place. Mr. Johnson sensed it wouldn't be an issue but they would be responsive.

**Mr. Mike Wilchek of 142 Fairway Crossing** explained where they live and said it wasn't an issue when it wasn't a through street but now it is and traffic moves faster. He supported the business but only worried about traffic.

**Mr. Kevin Vigeant of 85 Island Green** expressed full support of the expanded hours and full liquor license.

**Mr. Drew Vaughn of Fairway Crossing** said he agreed about the speed but it's our neighbors and expressed support of the business.

Mr. Cavanaugh asked about some enforcement in the area to which Mr. Johnson replied saying they would see it real soon. Mr. Cavanaugh asked about the signage being handled separately by TPZ. Mr. Johnson said it may be handled as a minor amendment, too. Mr. Cavanaugh said that he used to shag balls for the pro when he was 18 and they used to serve hot dogs and fries and alcohol so he saw this as restoring what was once there. Mr. Gullotta asked about the hours downtown and if he thought he would have the business. Mr. DelBon said he is open to 11pm downtown and he is unsure about the business. Mr. Gullotta said he would not want the food service stopped at 9pm and alcohol service to continue to 11pm. Mr. DelBon said that won't happen. Mr. Gullotta confirmed with Mr. DelBon that he wouldn't mind that being a condition of any approval. Mrs. Barry said it was a family restaurant and a good citizen. She expressed support. Mr. Byar asked if they had just a dining area or a separate bar area and Mr. DelBon said they have both. Mr. Byar asked the seating capacity and Mr. Johnson thought it was about 35. Mr. Finn expressed support saying that he has championed a restaurant to augment the complete golf experience. He added that the ownership shows a strong civic dedication and is involved in youth activities. Mrs. Keefe expressed support. Hearing nothing further, Vice Chairman Osgood closed the public hearing.

**Motion By:** Mr. Cavanaugh

**Seconded By:** Mr. Gullotta

BE IT RESOLVED, that the Glastonbury Town Council (Zoning Authority) hereby approves a Major Amendment to the Village of Minnechaug Planned Area of Development to amend operating hours for the restaurant from 10:00 p.m. on Friday and Saturday evenings to 11:00 p.m., and allow for full service alcohol in lieu of the current beer and wine approval to include the conditions recommended by the Town Plan & Zoning Commission and as recommended by the Town Plan & Zoning Commission, as described in a report by the Town Manager dated May 5, 2017.

**Amendment By:** Mr. Gullotta

**Seconded By:** Mr. Finn

BE IT RESOLVED, that the Glastonbury Town Council (Zoning Authority) hereby amends the motion on the floor to include a statement that the kitchen shall remain open serving food Friday and Saturday evenings to 11pm.

**Disc:** Mr. Cavanaugh didn't support the amendment saying that the business is reputable and called this unfair and discriminatory. Mr. Gullotta said the owner agreed and if another business came in, he would do the same. Mr. Byar said he would support it reiterating the owner agreed.

**Result:** Motion to amend carries {7-1-0} with Mr. Cavanaugh opposing

**Result:** Amended motion passes unanimously {8-0-0}

## **5. New Business.**

***Continued***

### **(d) Report on proposed decreases to Town Operating Budget for fiscal year 2018.**

Mr. Johnson reviewed his memo on the subject to the Council dated May 5, 2017, noting reduced capital outlay delaying purchases, changes to the proposed pension investment assumption, savings in employees by delaying or not filling positions and reduced professional development. Mr. Byar thanked him calling these tough decisions.

**Motion By:** Mr. Gullotta

**Seconded By:** Mr. Cavanaugh

BE IT RESOLVED, that the Glastonbury Town Council hereby accepts the report on proposed decreases to Town Operating Budget for fiscal year 2018.

**Disc:** Mr. Byar expressed support noting the additional revenues. Mr. Johnson said that the budget assumes \$200K additional revenues and \$230K are being proposed in the coming weeks. Mr. Cavanaugh asked if it was too early to determine if there would be a gain in operations. Mr. Johnson said that he think she will have one but doesn't have an estimate yet. He also hoped the state would do better by towns and cities but at a recent meeting, he heard it would not be known by June 7. Mr. Cavanaugh asked about a timing issue. Mr. Johnson said they have until mid to late June.

**Result:** Motion passes unanimously {8-0-0}

**6. Consent Calendar.**

**(a) Appointment of Auditors for fiscal year ending June 30, 2017.**

**Motion By:** Mr. Cavanaugh **Seconded By:** Mr. Gullotta  
BE IT RESOLVED, that the Glastonbury Town Council hereby appoints the firm of Blum Shapiro to audit the books and accounts of the Town of Glastonbury for the fiscal year ended June 30, 2017, in accordance with applicable Town policies and as recommended by the Board of Finance.

**Result:** Motion passes unanimously {8-0-0}

**7. Town Manager's Report.**

Mr. Johnson reviewed his report to the Council dated May 5, 2017. Mr. Byar confirmed with there would be no cost for the netting to protect the solar panels at Academy. Mr. Gullotta suggested they discuss at leadership an agenda item about road salt getting into wells with the Director of Public Health and Public Works. Mr. Cavanaugh conveyed an interest in the Schwarz plans hoping they would see some different architectural treatment and not a copy of other developments. Vice Chairman Osgood noted the BANs for land acquisition issued prior to a major bond issuance. Mr. Gullotta agreed with Mr. Cavanaugh about the desire for architectural variety.

**8. Committee Reports.**

*None*

**(a) Chairman's Report.**

**9. Communications.**

**(a) Letter from Board of Education members regarding proposed reductions to Board of Education budget.**

**(b) Letter from CT Siting Council regarding modifications to existing telecommunications facility at 577 Bell Street.**

**10. Minutes**

**(a) Minutes of April 18, 2017 Regular Meeting.**

**Motion By:** Mr. Cavanaugh **Seconded By:** Mr. Gullotta  
BE IT RESOLVED, that the Glastonbury Town Council hereby approves the minutes as submitted for the regular meeting held April 18, 2017.

**Result:** Motion carries {7-0-1} with Vice Chairman Osgood abstained being excused from the meeting of April 18, 2017.

**11. Appointments and Resignations.**

- (a) Appointment of Evan Seretan to the Glastonbury Housing Authority to fill the unexpired term of Donald H. Foberg (R-3/2020).**

**Motion By:** Mr. Cavanaugh

**Seconded By:** Mr. Gullotta

BE IT RESOLVED, that the Glastonbury Town Council hereby appoints Evan Seretan to the Glastonbury Housing Authority to fill the unexpired term of Donald H. Foberg (R-3/2020)

**Result:** Motion passes unanimously {8-0-0}

**12. Executive Session.**

- (a) Potential property acquisition.**

**Motion By:** Mr. Cavanaugh

**Seconded By:** Mr. Gullotta

BE IT RESOLVED, that the Glastonbury Town Council hereby enters executive session to discuss a potential property acquisition.

**Result:** Motion passes unanimously {8-0-0}

***Present for the executive session were Mr. Whit C. Osgood, Vice Chairman, Mrs. Jill Barry, Ms. Karen Boisvert, Mr. Lawrence J. Byar, Mr. Kurt P. Cavanaugh, Mr. William T. Finn, Mr. Thomas P. Gullotta and Mrs. Cara Keefe with Mr. Richard J. Johnson, Town Manager.***

**Motion By:** Mr. Cavanaugh

**Seconded By:** Mr. Gullotta

BE IT RESOLVED, that the Glastonbury Town Council hereby exits executive session at 9:05pm.

**Result:** Motion passes unanimously {8-0-0}.

**13. Adjournment**

**Motion By:** Mr. Cavanaugh

**Seconded By:** Mr. Gullotta

BE IT RESOLVED, that the Glastonbury Town Council hereby adjourns their regular meeting of May 9, 2017, at 9:06 pm.

**Result:** Motion passes unanimously {8-0-0}.

Respectfully submitted,

***Kimberly Meanix Miller***

**Kimberly Meanix Miller  
Recording Clerk**

***Whit Osgood***

**Whit Osgood  
Vice-Chairman**